

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re : X  
JEFFREY WINICK, :  
Debtor. : Chapter 7  
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GREGORY M. MESSER, as Chapter 7 Trustee of the : Case No. 20-11976 (PB)  
Estate of Jeffrey Winick, :  
Plaintiff, :  
-against- : Adv. Pro. No. 24-01352  
DAVID BERLEY, :  
Defendant. :  
-----X

**STIPULATION EXTENDING TIME TO ANSWER**

**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned attorneys for the respective parties, that defendant David Berley's (the "Defendant") time to answer, move, or otherwise respond to the Complaint filed in the above-referenced adversary proceeding is hereby extended from May 31, 2024, to June 28, 2024.

**IT IS HEREBY FURTHER STIPULATED AND AGREED**, that the Defendant hereby waives any defects in the service of process.

**IT IS HEREBY FURTHER STIPULATED AND AGREED**, that each of the parties below represents and warrants that they are fully authorized to enter into this Stipulation on behalf of the named party that they represent and to bind such party to the terms of this Stipulation.

**IT IS HEREBY FURTHER STIPULATED AND AGREED**, that this Stipulation may be signed in counterparts and electronic signatures shall constitute an originally signed Stipulation for all purposes.

Dated: New York, New York  
May 30, 2024

**KLESTADT WINTERS  
JURELLER SOUTHARD &  
STEVENS, LLP**

By: /s/Stephanie R. Sweeney  
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Stephanie R. Sweeney  
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*Counsel to Plaintiff Gregory M.  
Messer, as Chapter 7 Trustee of  
the Estate of Jeffrey Winick*

Dated: Uniondale, New York  
May 30, 2024

**CULLEN AND DYKMAN, LLP**

By: /s/Matthew G. Roseman  
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*Counsel to Defendant, David Berley*

**“SO ORDERED”**

Dated: New York, New York  
June 4, 2024

/s/ Philip Bentley  
**Hon. Philip Bentley**  
**United States Bankruptcy Judge**